

AQAA
DAR COUNCIL ACTIVITY REPORT
20 December 1996

FAR/DFARS Cases Discussed:

96-D020	Duty-Free Entry: Eliminates inconsistencies and provides clarification on duty-free entry.	No reclama comments received to proposed rule, as edited.
96-D008	Trade Agreements - US Transformed End Products: Revises interim rule agreed to in June 1996 by deleting reference to "US transformed" end products, modifying description of evaluation procedures in clauses to refer to Part 225, updating listing of Caribbean Basin countries, and generally rewording clauses for consistency.	No reclama comments received to final rule.
96-D024	Earned Value Management Systems (EVMS): Supersedes the exclusive DoD-unique requirement for Cost/Schedule Control System Criteria (C/SCSC) and allows contractors, in certain instances, to utilize the broader, new Industry standard EVMS instead. [DLA initiated the case.]	Tentatively agreed to interim rule pending determination on status of DoDD 5000 changes.
96-D333	Revisions to Berry Amendment: Implements Section 8109, FY97 Defense Appropriations Act, PL 104-208, which makes revisions to the Berry Amendment (restrictions on purchases of food, clothing, fabrics, specialty metals, and hand or measuring tools); updates statutory references; limits scope of domestic source restriction applicable to textile fibers and yarns; clarifies what is an item of individual equipment for purposes of applying the domestic source restriction; and, includes an flowdown requirement to commercial subcontracts, to include specialty metals.	Agreed to revised draft interim rule, as edited. Reclama by 01/08/97.
96-314	Procurement Integrity: Implements section 4304 of FY96 Defense Authorization Act, which revises section 27 of the OFPP Act. Revises FAR to implement revisions made to section 27 of the OFPP Act. NOTE: Definitions of Program Manager and Deputy Program Manager were removed because these terms are used differently at different agencies. DFARS will define for DoD use.	Agreed to revised draft final rule (see NOTE in description). Scheduled for publication in FAC 90-45.

NOTE 1: FAC 90-43 was published in the *Federal Register* on 12/20/93.

NOTE 2: The next DAR Council meeting is scheduled for 01/08/97.